

NOV 03 1987

US EPA RECORDS CENTER REGION 5



403783

SHE-12

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Re: U.S. Scrap Site
Chicago, Illinois

Dear Sir or Madam:

The United States Environmental Protection Agency (U.S. EPA) has documented the release of hazardous substances, pollutants and contaminants at the above referenced Facility, and is planning to spend public funds to undertake an investigation and control of the release or threatened release at the Facility. Unless the U.S. EPA determines that a potentially responsible party (PRP) will properly and promptly perform such action, the U.S. EPA will itself perform such action pursuant to the Comprehensive Environmental Response Compensation, and Liability Act of 1980, (CERCLA), 42 U.S.C. Section 9601 et seq., as amended by the Superfund Amendments and Reauthorization Act of 1986, Public Laws 99-499 (SARA). The U.S. EPA has information that you may be a PRP. Therefore, pursuant to Section 122(e) of SARA, the purpose of this letter is to notify you of your potential liability with respect to the above referenced Facility. According to Section 107 of CERCLA, PRPs who may be liable include the current and former owners or operators of the Facility, and persons who generated the hazardous substances or were involved in transport, treatment, or disposal of them at the Facility.

If you are already involved in discussions with State or local authorities, are engaged in voluntary action, or are involved in a lawsuit involving this Facility, you may continue such activities. This letter is not intended to advise or direct you to restrict or discontinue any such activities; however, you are advised to report the status of those discussions or actions to the Agency and also to provide a copy of your proposal to any other parties involved in those discussions or actions.

Under Section 106(a) of CERCLA, potentially responsible parties may be ordered to implement relief actions deemed necessary by U.S. EPA to protect the public health, welfare or the environment from an imminent and substantial endangerment because of an actual or threatened release of a hazardous substance from a Facility.

Under Section 107(a) of CERCLA, potentially responsible parties may be liable for costs incurred by the government, through the use of public funds, in responding to any release or threatened release from the Facility. Such costs can include, but are not limited to, expenditures for planning, investigation, studies, clean-up, and enforcement.

Your written response to this Notice should be sent to:

Ms. Susan Swales (5HE-12)
U.S. EPA Region V
Waste Management Division
230 South Dearborn Street
Chicago, Illinois 60604

If you have an attorney handling your legal matters, please direct his or her questions to Ms. Mary Hay of the Office of Regional Counsel, U.S. EPA, Region V, at (312) 353-8222.

If you need further information regarding this letter, you may contact Ms. Susan Swales of the Hazardous Waste Enforcement Branch at (312) 886-7336.

Sincerely yours,

Basil Constantelos, Director
Waste Management Division
U.S. EPA, Region V

bcc: G. Lucero, EPA-HQ, WH-527
Alison Hiltner, SMS, 5HE-11
Rich Boice, CES, 5HE-12
Mary Hay, Attorney, ORC, 5C-16
Natural Resources Trustee, DOI
Don Gimble, IEPA
State Natural Resources Trustee

5HE-12:CERCLA:RPU:SSwales:ng:9/14/87:Disk #5

DS 9/24/87

OW
9/28/87
SS 9/28/87

5/9/29 WWT
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

230 SOUTH DEARBORN ST.

CHICAGO, ILLINOIS 60604

REPLY TO THE ATTENTION OF:

5HE-12

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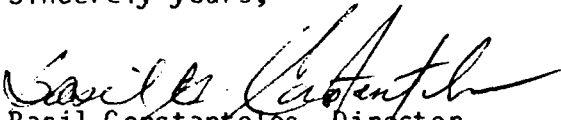
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Sincerely yours,


Basil Constantelos, Director
Waste Management Division
U.S. EPA, Region V

US SCRAP

PRP^c 11/3/87

Also sent to:

Mr. Steven Martell
391 E. Kensington
Chicago, IL 60028

Ann Tighe, Esq.
Costsinlos & Crowley
33 N. Dearborn
Chicago, IL 60602

Central National Bank Property 7711
c/o Exchange National Bank
120 S. La Salle
Chicago, IL 60603

Please send to:

① Mr. Steven Martell
391 E. Kensington
Chicago, IL 60628

with cc: Ann Tighe, Esq
Cotsirilos & Crowley
33 N. Dearborn
Chicago, IL 60602

and

② Central National Bank Property 7711
% Exchange National Bank
120 S. La Salle
Chicago, IL 60603